

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Applicants : Shlomo Ben-Haim et al.

Serial No. : 09/872,198 Art Unit: 3737

Filed : June 1, 2001 Examiner:

For : IMPLANTABLE SENSOR FOR DETERMINING POSITION
COORDINATES

I hereby certify that this correspondence is being deposited with the
United States Postal Service as first class mail in an envelope addressed
to: Assistant Commissioner For Patents, Washington, D.C. 20231 on

September 12, 2001

(Date of Deposit)

Louis J. Capezzuto

(Name of applicant, assignee, or Registered Representative)

(Signature)

September 12, 2001

(Date of Signature)

Assistant Commissioner for Patents
Washington, D.C. 20231

INFORMATION DISCLOSURE STATEMENT

Dear Sir:

Pursuant to 37 C.F.R. §1.56 and in accordance with 37 C.F.R. §§1.97-1.98, information relating to the above-identified application is hereby disclosed. Inclusion of information in this statement is not to be construed as an admission that this information is material as that term is defined in 37 C.F.R. §1.56(b).

☒ In accordance with §1.97(b), since this Information Disclosure Statement is being filed either within three months of the filing date of the above-identified application, within three months of the date of entry into the national stage of the above identified application as set forth in §1.491, or before the mailing date of a first Office Action on the merits of the above-identified application, no additional fee is required.

☐ In accordance with §1.129(a), this Information Disclosure Statement is being filed in connection with ☐ the first or ☐ second After Final Submission, therefore:

☐ Certification in Accordance with §1.97(e) is set forth below; or

☐ Please charge Deposit Account No. 10-0750/ / the fee of \$240.00 as set forth in §1.17(p).

☐ In accordance with §1.97(c), this Information Disclosure Statement is being filed after the period set forth in §1.97(b) above but before the mailing date of either a Final Action under §1.113 or a Notice of Allowance under §1.311, therefore:

☐ Certification in Accordance with §1.97(e) is set forth below; or

☐ Please charge Deposit Account No. 10-0750/ / the fee of \$240.00 as set forth in §1.17(p).

☐ In accordance with §1.97(d), this Information Disclosure Statement is being filed after the mailing date of either a Final Action under §1.113 or a Notice of Allowance under §1.311 but before the payment of the Issue Fee. Applicant(s) hereby petition(s) for consideration of this Information Disclosure Statement. Included are: Certification in Accordance with §1.97(e) as set forth below and the fee of \$130.00 as set forth in §1.17(i)(1).

☐ Copies of each of the references listed on the attached Form PTO-1449 are enclosed herewith.

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EXCEPT THAT:

☐ In view of the voluminous nature of references, and the likelihood that these references are available to the Examiner, copies are not enclosed herewith.

☐ In accordance with §1.98(d), copies of the following references listed on the attached Form PTO-1449 are not enclosed herewith because they were previously cited by or submitted to the U.S. Patent and Trademark Office in patent application(s) for which a claim for priority under 35 U.S.C. §120 have been made in the instant application:

☒ Copies of references listed on the attached Form PTO-1449 were previously cited by or submitted to the Patent and Trademark Office in prior application Serial No. 09/381,753, filed April 13, 2000.

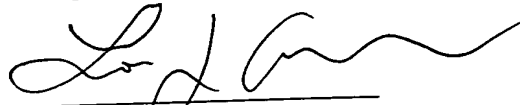
☒ If any of the foregoing publications are not available to the Examiner, Applicant will endeavor to supply copies at the Examiner's request.

☐ The relevance of those listed references which are not in the English language is as follows:

☒ There are no listed references which are not in the English language.

Please charge any deficiency or credit any overpayment to Deposit Account No. 10-0750/BIO-133/LJC. This form is submitted in triplicate.

Respectfully submitted,



Louis J. Capezzuto
Reg. No. 37,107
Attorney for Applicants

Johnson & Johnson
One Johnson & Johnson Plaza
New Brunswick, NJ 08933-7003
(732) 524-2218
DATED: September 12, 2001

INFORMATION DISCLOSURE CITATION IN AN APPLICATION

Docket No.

BIO-135

Serial No.

09/872,198

Applicant

Shlomo Ben-Haim et al.

Filing Date

June 1, 2001

Group Art Unit

3737

U.S. PATENT DOCUMENTS

Exam'r Init.	Document No.	Date	Name	Class	Sub Class	File Date
	4,317,078	2/23/82	Weed et al.	324	208	10/15/79
	5,279,309	1/18/94	Taylor et al.	128	782	7/27/92
	5,368,592	11/29/94	Stern et al.	606	33	9/23/93
	5,370,692	12/6/94	Fink et al.	623	16	8/14/92
	5,383,923	1/24/95	Webster, Jr.	607	125	5/11/93
	5,391,199	2/21/95	Ben-Haim	607	122	7/20/93
	5,404,297	4/4/95	Birk et al.	362	421	1/21/94
	5,431,168	7/11/95	Webster, Jr.	128	658	8/23/93
	5,558,091	9/24/96	Acker et al.	128	653.1	10/6/93

FOREIGN PATENT DOCUMENTS

Exam'r Init.	Document No.	Date	Country	Class	Sub Class	Translate (select one)	
						Yes	No
	WO 94/04938	3/3/94	PCT	A61B	5/06	<input type="checkbox"/>	<input type="checkbox"/>
	WO 94/23647	10/27/94	PCT	A61B	5/05	<input type="checkbox"/>	<input type="checkbox"/>
	WO 96/05768	2/29/96	PCT	A61B	5/06	<input type="checkbox"/>	<input type="checkbox"/>
						<input type="checkbox"/>	<input type="checkbox"/>
						<input type="checkbox"/>	<input type="checkbox"/>

OTHER REFERENCES (include author, title, date, pertinent pages, etc.)

Examiner:

Date Considered

Examiner: Initial if citation considered, whether or not citation is in conformance with MPEP §609; Draw line through citation if not in conformance and not considered. Include copy of this form with next communication to the applicant.

Form PTO-1449

INFORMATION DISCLOSURE CITATION IN AN APPLICATION

Docket No.

BIO-133

Serial No.

09/872,198

Applicant

Shlomo Ben-Haim et al.

Filing Date

June 1, 2001

Group Art Unit

3737

U.S. PATENT DOCUMENTS

Exam'r Init.	Document No.	Date	Name	Class	Sub Class	File Date
	5,638,819	6/17/97	Manwaring et al.	128	653.1	8/29/95
	5,682,886	11/4/97	Delp et al.	128	653.1	12/26/95
	5,694,945	12/9/97	Ben-Haim	128	736	10/23/95
	5,752,513	5/19/98	Acker et al.	128	653.1	6/7/95

FOREIGN PATENT DOCUMENTS

Exam'r Init.	Document No.	Date	Country	Class	Sub Class	Translate (select one)	
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						<input type="checkbox"/>	<input type="checkbox"/>
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Application Number	09/872,198
Filing Date	June 1, 2001
First Named Inventor	Shlomo Ben-Haim
Group Art Unit	3737
Examiner Name	
Attorney Docket Number	BIO-133

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Examiner Signature	Date Considered
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